

HUMAN SERVICES DEPARTMENT[441]

Adopted and Filed Emergency

Pursuant to the authority of Iowa Code section 234.6 and 2011 Iowa Acts, chapter 129, section 141(11), the Department of Human Services amends Chapter 156, "Payments for Foster Care," Iowa Administrative Code.

These amendments provide an increase to the foster family daily reimbursement rate and adoption subsidy daily maintenance rates effective July 1, 2012.

The Council on Human Services adopted these amendments on July 11, 2012.

The Department finds that notice and public participation are unnecessary because the Legislature mandated this change and impracticable because legislation directs the Department to implement changes by July 1, 2012. Therefore, the amendments are filed pursuant to Iowa Code section 17A.4(3).

Pursuant to Iowa Code section 17A.5(2)"b"(2), the Department further finds that the normal effective date of the amendments, 35 days after publication, should be waived because the amendments confer a benefit on the public. Licensed foster parents will receive a higher reimbursement rate for the children in their care as will adoptive parents who adopt children with special needs.

These amendments are also published herein under Notice of Intended Action as **ARC 0241C** to allow for public comment.

These amendments do not provide for waivers in specified situations. Requests for the waiver of any rule may be submitted under the Department's general rule on exceptions at 441—1.8(17A,217).

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code section 234.38 and 2012 Iowa Acts, Senate File 2336, section 34.

These amendments became effective July 11, 2012.

The following amendments are adopted.

ITEM 1. Amend subrule 156.6(1) as follows:

156.6(1) Basic rate. ~~A~~ Effective July 1, 2012, a monthly payment for care in a foster family home licensed in Iowa shall be made to the foster family based on the following schedule:

<u>Age of child</u>	<u>Daily rate</u>
0 through 5	\$15.74 <u>\$15.98</u>
6 through 11	\$16.37 <u>\$16.62</u>
12 through 15	\$17.92 <u>\$18.19</u>
16 or over	\$18.16 <u>\$18.43</u>

ITEM 2. Amend rule **441—156.6(234)**, implementation sentence, as follows:

This rule is intended to implement Iowa Code section 234.38 and ~~2011 Iowa Acts, House File 649, section 28(4)~~ 2012 Iowa Acts, Senate File 2336, section 34.

[Filed Emergency 7/11/12, effective 7/11/12]

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 8/8/12.